

302 7 4 *thuringiensis* crystal protein of approximately 130-135 kD under control of a promoter  
58 5 such that said gene is expressible in said plant in amounts insecticidal to  
cont 6 Lepidopteran insects.

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cont 2  
3  
4 48. A plant regenerated from a plant cell which is susceptible to  
5 transformation by *Agrobacterium tumefaciens* and is transformed to comprise a  
*Bacillus thuringiensis* gene capable of encoding a *Bacillus thuringiensis* endotoxin under  
control of a promoter wherein said gene is expressible in said plant to yield endotoxin  
in amounts insecticidal to lepidopteran insects.

#### Remarks

New claim 47 is presented pursuant to suggestion of the Examiner, conveyed in the Examiner's Communication dated November 3, 1992. New claim 48 describes a specific embodiment of applicants' invention which applicants believe may be an appropriate alternative to the suggested claim.

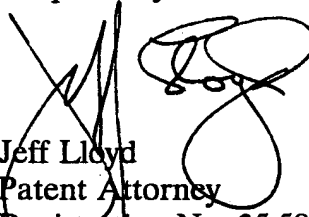
Controlling interest of the subject invention was transferred in the last few days. Undersigned counsel is authorized to prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office in connection therewith.

Due to the time constraints in responding to the Examiner's communication, this amendment had to be filed before a Power of Attorney could be filed. A Revocation of Power of Attorney and New Power of Attorney confirming this authority will be filed in this application in the near future.

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 or 1.17 as required by this paper to Deposit Account 19-0065.

Applicants invite the Examiner to call the undersigned if clarification is needed on any of this response, or if the Examiner believes a telephone interview would expedite the prosecution of the subject application to completion.

Respectfully submitted,



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